



Gambling Venue (Class 4) Policy

Date of adoption by Council	25 March 2004
Resolution Number	04/RDC/064
Date Last Reviewed	xxxx
Resolution Number	xx/xxx/xxx
Date by which review must be completed	xxxx
Relevant Legislation	Gambling Act 2003, Local Government Act 2002
Statutory or Operational Policy	Statutory
Included in the LTP	No

1. Introduction

- 1.1. The Gambling Act 2003 requires Council to adopt a Class 4 venue policy and carry out a review every three years.
- 1.2. The Gambling Act 2003 provides the tools for territorial authorities to limit the impact of gambling harm within communities through controlling the number of gambling venues, number of machines and location of venues.

2. Policy Objectives

- 2.1. To ensure the Rangitikei District Council and the community has influence over the location of new Class 4 gambling venues and new gaming machines (pokie machines) within the District as a whole in compliance with the Gambling Act 2003.
- 2.2. To place a cap on the number of gaming machines which may be operated in the District.
- 2.3. To ensure that the local community may continue to access funding from the proceeds of Class 4 gaming in the District.

3. General Conditions (for establishing a Class 4 gambling venue)

- 3.1. Any new Class 4 venue may only be established on licensed premises where the primary activity is not predominantly associated with family and/or children's activities.
- 3.2. An applicant for Council consent under this policy must:
 - comply with the objectives of this policy;
 - comply with the general conditions of this policy;
 - meet the application requirements specified in this policy;
 - meet the fee requirements specified in this policy; and
 - consider the proximity of sensitive sites

3.3. The application will be publicly notified and a notice will be displayed on the proposed premises.

4. **Application Details Council Require**

4.1. Applications for Rangitikei District Council consent must be made in writing and provide the following information:

- a. Name and contact details of the applicant.
- b. Street address of premises proposed for the Class 4 venue licence.
- c. Description of the structure of the applicant (Society or Corporate Society) together with incorporation details:
 - trust and trustee details if appropriate;
 - the names of management staff; and
 - a 12-month business plan or budget for the establishment, covering both gambling and other activities proposed for the venue.
- d. Details of Host Responsibility policies and procedures covering:
 - training for operational staff on dealing with problem gamblers;
 - provision and display of problem gambling material;
 - support for and supervision of those affected by addictive gambling; and
 - implementation and monitoring plans.
- e. Details about the venue operator including:
 - operating structure;
 - ownership of the premises;
 - evidence of police approval for owners and managers of the venue; and
 - nature of the businesses operated from the premises.
- f. A floor plan covering both gambling and other activities proposed for the venue, including:
 - layout of each floor of the venue;
 - location and number of Class 4 machines being proposed for the premises;
 - location of clocks;
 - location and description of signage; and
 - location of displays of problem gambling material.
- g. Details of liquor licence(s) applying to the premises
- h. A location map showing the nature of businesses, other Class 4 venues, sensitive sites including but not limited to kindergartens/pre-school, schools, maraes, places of worship (e.g. church, mosque), parks/playgrounds and other activities conducted in the general neighbourhood.
- i. Information about the Trust responsible for the distribution of gambling profits will be made available to the public (as required under the Gambling Act 2003) and to the Rangitikei District Council, and will include:
 - contact details (address, phone numbers, electronic contact); and
 - names of trustees
- j. Evidence and any supporting material to assure the Rangitikei District Council that their proposed application is a permitted activity under the Rangitikei District Council District Plan, the Resource Management Act 1991 and the Gambling Act 2003.

4.2. Council may request comment from health providers or those working with problem gambling.

5. Number of Gaming Machines Allowed

~~5.1 Council wishes to reduce the number of gaming machines in the District through a process of natural attrition as machines cease operating.~~

5.1 New venues may apply for a licence to operate up to 9 gaming machines, providing that the total number of gaming machines in the District does not exceed 58¹.

6. Relocation Policy

6.1. Relocation policy of Class 4 venues

Council will consider granting consent for the relocation of an existing Class 4 venue if the premises cannot continue to operate at the existing site. Examples of such circumstances include but are not limited to the following:

- Expiration of lease;
- Due to a natural disaster or fire, the licensed premises is unfit to continue to operate;
- Property is acquisitioned under the Public Works Act 1981;
- Site redevelopment

6.2. On receiving an application for Council consent for a Class 4 venue to relocate, Council will give consideration to the following matters, namely that the proposed location:

- Is not within 100 metres of the legal site boundary of a kindergarten/pre-school, school, marae, places of worship (e.g. church, mosque), park/playground; and
- Is not within 100 metres of the legal site boundary of other licensed Class 4 venues at the time of application.
- Is not with 100 metres of an ATM

The total number of Class 4 gaming machines at the new premises must be the same or less than the existing Class 4 venue.

7. Merger of Class 4 venues

7.1. Applications to continue operating Class 4 gaming machines where two or more existing clubs combine, will be considered as a new application for consent.

7.2. The Council will issue a consent where two or more existing clubs combine provided:

- The total number of gaming machines in the new venue does not exceed 9 of the combined original total;

7.3 An application for consent for the mergers of clubs which hold Class 4 venue licences are required to provide information as detailed in section 4 of this policy, and in addition:

- Copies of the Class 4 venue licences held by all the proposed merging clubs, confirming the current number of machines licenses to be operated in the merging club's venue.

8. Decision making

8.1. The Council has 30 working days to determine a consent application.

8.2. Such determination will be made at the appropriate delegation (officer) level within the Council and will be considered against the criteria set out in this policy.

8.3. When considering an application for a Class 4 venue, the relevant officer will consider:

- comply with the objectives of this policy;
- comply with the conditions of this policy;
- meet the application requirements specified in this policy; and
- the proximity of sensitive sites

9. Application fees

9.1. These will be set by the Rangitikei District Council from time to time, pursuant to section 150 of the Local Government Act and shall include consideration of:

- The cost of processing the application, including any consultation involved;
- The cost of monitoring notification of the distribution of profits and provision of information;
- The cost of reviewing Gambling Venue policies.

10. Adoption and Commencement

10.1. This policy was adopted on xx xxxxxxxx xxxx at the duly notified Council Meeting after completion of the special consultation procedure, of the Local Government Act 2002.

11. Policy Review

11.1. This Policy will be reviewed every three years.